

To-morrow To-morrow To-morrow

Saturday

December 17th

Big Gift Day at Sachs'

A CRYING BALLOON will be given with a 50c. purchase.
A FANCY FRAMED PICTURE with a dollar purchase.

In the Millinery Department

A SPECIAL LINE OF

Children's Trimmed Hats

With each trimmed hat we will give a pretty embossed leather chain purse.

N. S. SACHS' DRY GOODS CO., LTD., Cor. Fort and Beretania Sts.

No Clubs! No Illicit Selling!!
NO PLACE TO BUY A DRINK ON SUNDAY!

Order your Liquor and keep it home. Its much cheaper and you get better grades.

Assorted Cases of the Best Brands of Wines,

Beers, Liquors, Liqueurs and Bitters,

California Claret, 50 cents a gallon; Zinfandel and

Sweet Wines, 75 cents a gallon. Demijohns extra.

I DE TURK'S SWEET AND SPARKLING WINES A SPECIALTY.

CAMARA & CO.,

Corner Merchant and Alakea Streets.

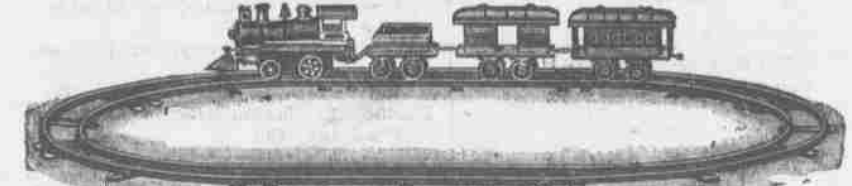
Telephone Main 492. P. O. Box 664

Santa Claus Emporium

Wall, Nichols Co., Ltd., The Largest Toy House in the Islands

WE OFFER A FEW TIMELY SUGGESTIONS.

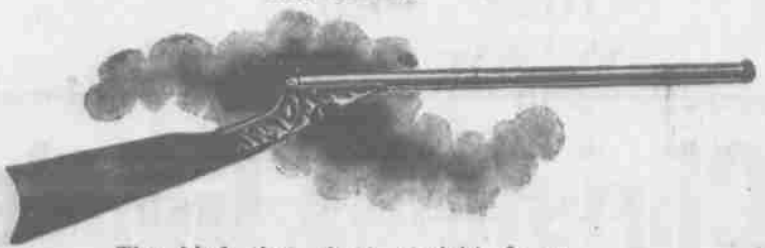
MECHANICAL RAIL ROAD TRAIN AND TRACK



We have six sizes of this Mechanical Train ranging in price from \$1.50 up.

TOY STOVES. 25 cts. to \$5.00	STEAM ENGINE. 50 cts. to \$10.00	HUMMING TOPS. 10 cts to \$1.00
SAIL BOATS. 25 cts. to \$5.00	RUBBER TOYS. 10 cts. to \$1.00	BOYS' WAGONS. Largest assortment ever seen in Honolulu.

AIR RIFLES.



The kind that shoot straight—\$1.00.

OPEN EVERY EVENING

NOT VERY SICK.

But you will be if you neglect to get relief from those dizzy, faint and hungry spells, hot flushes, shortness of breath, etc., which tell you your heart is weak, and unable to purify the blood. Dr. Miles' Heart Cure will give such relief, by strengthening the nerves and muscles of the heart. It's so sure that it is sold on a guarantee to refund price if first bottle fails to benefit.

Want ads in the Star bring quick results. Three lines three times for 25 cents.

NEED FOR BOOKS.

The Y. M. C. A. suggests that Christmas housecleaning of private libraries is in order and books no longer needed be put to good use by sending them to the Association. Duplicates will be sorted out and given to the Y. M. C. A., Camp McKinley, naval station, fire stations, hospitals, transport, ships, etc.

Want ads in the Star bring quick results. Three lines three times for 25 cents.

FISHERIES ARE FREE

(Continued from Page 1.)

mullet in the sea fishery of Honolulu, owned by the Oahu Railway. Justice Hatch after stating the facts of the case and quoting section 1460 of the penal laws and Section 95 of the organic act proceeds. Can any vested right be claimed in section 1460 of the Penal Laws, or in that portion of it under which the petitioner was convicted? The portion of the section in question furnished a remedy merely. It gave the right to proceed criminally against one for depriving a Honolulu (land owner) of his fishing rights. The law is well settled that there can be no vested right in a remedy. Re Mechanics' etc., Bank, 21 Conn. 63. It was fully within the power of Congress to withdraw the criminal remedy. The right of action is not lost. There remains the same right of civil action for trespass upon a fishery as exists in the case of a trespass upon land. The petitioner is entitled to his discharge.

NEEDED ROAD REPAIRS.

Henry Smith Tells of a Spot Where Work is Needed.

Editor Star—The present efficiency of the road bureau may be all that you claim it is, but the taxpayers living and owning property on Fort street along that section of road between Vineyard and School (about the worst piece of road in Honolulu) would like to see some attention paid to that part of the town. The conditions here as well as in places near by are simply scandalous; they show too much contrast as between a very much neglected part of Honolulu and the parts of it that have monopolized all attention of the road makers. This part of the road is not even graded, though the law authorizing it has stood on the statute books ever since 1886. Ten years later in 1896 street extensions and widenings were authorized, and yet the department has done nothing towards improving conditions here. I do not believe the books of the department can show any substantial outlay made here for more than a decade towards road-mending which every year is needed after the usual wet weather. But property here is assessed at the same rate per square foot as property that border on thoroughfares that are streets. All that the taxpayers here want is that some attention be given to this much neglected thoroughfare which was subjected to two upheavals once when the tramcar rails had to be taken up and again when the sewer pipe had to be laid; after these two occasions the need of some attention was made still more apparent. Thanking you for space,

HENRY SMITH.

WOULD WIPE OUT THE TRANSPORTS

MERCHANT MARINE COMMISSION REPORTS TO CONGRESS FAVORING THAT ACTION IN FUTURE.

WASHINGTON, December 4.—The Merchant Marine Commission will submit a preliminary report to Congress on Tuesday, including three volumes of testimony taken during the recess of Congress and several recommendations for immediate legislation. The committee will propose a joint resolution authorizing it to continue its sitting until January 5th when a complete report will be made. A member of the Commission said tonight that the general scheme of legislation as agreed upon by the majority of the Commission includes the abolition of the Army transport system in order that commercial steamship lines may do business between the United States and Manila, extension of the coastwise laws to the canal zone and Guantanamo so that canal supplies and material for the construction of the naval base at Guantanamo will be carried in American bottoms, negotiation of a treaty with Cuba providing for exclusive use of American and Cuban bottoms in business between the two countries, amplification of ocean mail subsidy act, and the increase of tax on foreign vessels from 8 to 6 cents to 8 and 16 cents, increasing the revenue from that source from \$800,000 to \$3,000,000.

It is proposed to increase the number of lines vessels may be taxed from five times per year to ten, and to rebate to American vessels this increase of taxation. Under the present arrangement the tonnage tax goes to the support of the Marine Hospital service. The Commission will propose to support that service by direct appropriation, using the tonnage tax receipts toward the payment of mail subsidies.

It is proposed to divide these subsidies equitably between the Pacific, Atlantic and Gulf coasts, whereby the Pacific Coast steamship lines will receive total subsidies of about \$1,800,000 annually. The Commission will recommend that the ocean mail lines from San Francisco to Honolulu, Japan and China be paid a subsidy of \$550,000 annually as an offset to the \$660,000 paid by the Japanese to the transpacific lines.

The Republican members of the Commission are very optimistic over their plan of developing the mercantile marine and declare they will press for this legislation during the present session of Congress. They believe the Democrats will have little material over which to make a fight against the proposed plan.

The Democrats of Vermont—both of them—have begun active preparations for the campaign of 1905—Chicago Chronicle.

THE JURY HAD A VERY LIVELY TIME

WARM SESSIONS OF THE FEDERAL GRAND JURY OVER THE ELECTION FRAUDS CHARGES—MUCH ACRIMONY WAS DEVELOPED DURING THE DISCUSSION AND THE DEMOCRATS WERE FINALLY ACCUSED OF TRYING TO DO POLITICS.

The minority of the Federal Grand Jury reported this morning to Judge Dole of the United States District Court on the investigation recently held in connection with the election, dissenting in nearly every particular from the report of the majority which was filed yesterday and claiming that ample evidence had been given to proceed against certain parties in connection with the matter in hand.

It was the hottest Grand Jury that ever met in Hawaii, was the federal inquisitorial body which went out of existence this morning. The sessions were lively enough to suit everyone and in fact there was danger at times of personal encounters as a result of the hot discussion in the jury room. The lie is said to have been passed at one stage in the debate and much acrimony was developed. The sixteen majority charge that the Democrats who pressed the investigation failed to keep their word in the matter of bringing up promised evidence, while Democrats are loudly declaring that they were not allowed to have the witnesses they wanted. District Attorney Breckons is the subject of many angry Democratic remarks.

"We didn't propose to waste our time simply to allow the Democrats to do politics, when they failed to keep faith as to promised testimony," say the Republicans.

"We were not allowed to call the witnesses we wanted," say the Democrats.

The dividing line in the jury began to appear soon after the taking of evidence. The majority declared that the witnesses were not telling anything of importance and that it was a waste of time to be fishing indefinitely for alleged facts that did not turn up. Then the minority declared for other witnesses, but Breckons and the majority shut down on them. Some of the Democratic leaders on the jury are said to have been openly charged with not keeping faith with their promises of what witnesses they secured would declare under oath, and then it was decided by the majority to quit listening to the useless witnesses and report no findings of fraud. Democrats are said to have had a list of about thirty witnesses whom they wanted called in addition to the ones heard. There were angry protests when Breckons refused to issue subpoenas, but the majority had heard enough.

Local Democrats still claim that they have evidence, though none of it materialized in any form to impress the majority.

"There was a Maui precinct in which the votes were all checked off after the

count, to see how every man in the precinct voted," said one Democrat this morning. The inspectors simply took the ballots down by one, checked them off and identified every man's vote. On Moikoi there was a case in which all the voters were warned that this would be done, and we know of a case on Maui in which threats of discharge of all who voted Democratic were made, and carried out by the discharge of seven men whose ballots were inspected and found to be Democratic. There were many cases of such violations of the law and we have the evidence, but were not allowed to have our witnesses."

In spite of these assertions Republicans say that the Democratic howl is all politics. They sampled the witnesses for several days and found that the testimony under oath did not tally with the talk and promises and then they refused to spend time going through all the long list of witnesses.

"That minority report is utterly unfair," said Juror C. G. Ballentyne. "When the proceedings first opened I went to one of the Democrats on the minority side and asked if we agreed to call the witnesses they wanted, and if from the testimony of those witnesses it was shown that there was no violation of the Federal law, would the minority sign a majority report. I was told plainly that they would not. Another of the minority told me that we could call as many witnesses as we liked but the decision would be given by the members of the jury on party lines. What would be the use of dragging the inquiry along under such conditions as those?"

"First of all the minority said they would call only six witnesses," remarked Juror J. P. Cooke. "They said that these would prove all they wanted. They called twelve altogether and made nothing out of these, then they wanted to call twenty-seven, some from other islands to give evidence along the same lines, though they had proved nothing by their twelve best witnesses. It was plain that they intended all along to make it a straight party fight. As to the minority report, it is only fair to say the majority did not know what was going to be put in it so I think our public protest a necessary one."

"What have I got to say?" echoed U. S. Attorney Breckons. "Well, this is my birthday and I expected to have some sort of a present. As to the minority report I only want to remark that the conversation as given between Col. Iaukea and myself is correctly reported. That is just what I told him.

(Continued to page seven.)

BEETS GO UP AGAIN.

SAN FRANCISCO, Dec. 15.—The London price of 88 analysis beets this day is 14 shillings. The last previous quotation was December 14, 13 shillings, 10 1-2 pence.

HONOLULU STOCK EXCHANGE

Between Boards—Sales: 150 Kahuku, \$25.00; 100 Ewa, \$27.875; \$1,000 O. R. & L. Co. 6s, \$104.00; 5 Hon. R. T. & L. Co. Com., \$65.00; 10 Waiialua, \$275.00.

Quotations. Bid. Asked.

C. Brewer & Co.	317.50	317.50
Ewa	27.75	28.00
Hawaiian Com'l.	75.00	75.00
Hawaiian Sugar	31.50	32.00
Honolulu	136.00	136.00
Honokaa	20.00	20.00
Haiku	135.00	135.00
Kahuku	26.00	26.00
Kihel	11.50	12.50
Koloa	185.00	185.00
McBryde	7.00	7.00
Oahu Sugar Co.	102.50	102.50
Onouma	63.00	63.00
Ookala	6.00	7.00
Olan	5.125	5.125
Olowalu	60.00	60.00
Pacific	230.00	230.00
Pala	135.00	135.00
Pioneer Mill	126.50	126.50
Waiialua Agri.	67.50	70.00
Waimanalo	150.00	150.00
Inter-Island	115.00	115.00
Hon. R. T. Co. pfd.	100.00	100.00
Hon. R. T. Co. com.	65.00	65.00
Mutual Telephone	10.00	10.00
Oahu R. & L. Co.	65.50	70.00
Haw. Govt. 5s.	100.00	100.00
Lawaiian Com. 6s.	100.00	100.00
Ewa 6s.	100.00	100.00
Haiku 6s.	101.00	101.00
Hawaiian Sugar 6s.	100.00	102.00
Hilo R. R. Co. 6s.	90.00	90.00
Hon. R. T. Co. 6s.	105.00	105.00
Kahuku Plan. 6s.	100.00	100.00
Oahu R. & L. Co. 6s.	102.00	103.50
Oahu Sugar 6s.	100.00	100.00
Olan 6s.	97.50	97.50
Pala 6s.	101.00	101.00
Waiialua Agri. 6s.	99.50	100.00

THE MAY CASE

All of the evidence of the defence in the Elmet May case was in when Judge Robinson's court was called to order this morning and none was offered in rebuttal by the prosecution.

Attorney Dunne for the defence at once began his address to the jury and spoke for nearly two hours and a half. He reviewed the evidence exhaustively and bore with particular insistence on the jury's duty to acquit if it had any doubt whatever in the guilt of the accused. He also contended that if the jury believed as he thought it must, that May had invested the money of Mrs. Bennett fully believing that he had such right to invest, he must be found not guilty even if he was not correct in his belief.

Attorney General Andrews opened

this afternoon's session with his address to the jury.

DEPARTING.

Friday, December 16.
Schr. Lady, for Koolau ports at 4 p. m.

PASSENGERS.

Departing.
Per stmr. Helene, December 16, for Hawaii ports—Miss H. Richard, W. J. Robertson, John Hind, H. H. Renton, Mrs. Melnecke, F. S. Lyman, E. A. Von Arnswaldt.

Per stmr. Mauna Loa, December 16, for Lahaina, Maalaea, Kona and Kauai port—E. Henriques, P. M. Pond, Mrs. G. E. Bryant, W. H. Babbitt, George W. Carr, W. Protenhauer, Miss Alice Muller, H. P. Roth, Miss M. E. Kohler, W. H. Cornwell, H. A. Isenberg, Mrs. M. A. Pa, A. Wendroth, D. Lycurgus, Miss L. Ackerman, Robert Paris, R. A. Woodward, R. G. Henderson, John Hoopale, Harry Apa, C. Tuck, E. B. Carley, Mrs. E. R. Hamilton, F. E. Thompson, Miss A. Beard, George Lycurgus.

JUROR McDONALD SIGNED.

Juror J. W. McDonald, who was absent when the minority report was presented, called at the Judiciary Building later in the morning and with the permission of Judge Dole attached his signature to the document.

Japan's first serious reverse in Manchuria has come in the departure of Viceroy Alexieff.—Detroit Free Press.

NEW ADVERTISEMENT

NOTICE.

EIGHTH PRECINCT, 4TH DISTRICT, REPUBLICAN CLUB.

The members of the Eighth Precinct, Fourth District, Republican Club are requested to meet at Bailey's Hall, Alapai street, maika of pumping station, on Saturday evening, December 17, at 7:45 o'clock, for the following purposes:

First—To elect officers to fill vacancies.

Second—To take such action in the matter of adopting precinct club rules as the meeting may deem advisable.

Third—To make such suggestions to the Territorial Central Committee in regard to the amendment of the rules of the party as the club may deem expedient and proper.

Fourth—To discuss such further business as may be properly presented before the meeting. By order
J. LUCAS, Chairman.
Honolulu, Dec. 15, 1904.

ACCOMMODATIONS

In our Safe Deposit Vaults

and Boxes for your valuable

papers, jewelry, etc. Rates

reasonable.

THE HENRY WATERHOUSE TRUST CO. LTD.

Merchant and Fort Sts.,
Honolulu, Hawaii.

CHRISTMAS HINTS.

To those desiring photos for Christmas, we would advise an immediate appointment as time is getting short and our work is increasing. Also procure our 1905 calendar 50 cents each, ready for mailing at Rice & Perkins Photographers, Mott-Smith Building Hotel Street near Fort.

NEW ADVERTISEMENTS BY AUTHORITY

PAYMENT OF WATER RATES.

As provided for in Section I, Chapter XXVI of the Session Laws of 1888:

All persons holding water privileges or those paying water rates are hereby notified that the water rates for the six (6) months ending June 30th, 1905 will be due and payable at the office of the Honolulu Water Works on the first day of January 1905.

On all such rates remaining unpaid on January 15th 1905, an additional charge of 10 per cent will be made.

All privileges upon which rates remain unpaid to February 15th, 1905, (30 days after becoming delinquent) are subject to immediate shut off, without further notice.

The outside men have been instructed to shut off all delinquent privileges as fast as possible after February 15th, 1905.

Rates are payable at the office of the Honolulu Water Works to the Chief Clerk of the Department of Public Works.

J. H. HOWLAND,

Superintendent of Honolulu Water Works.
Honolulu, T. H. Dec. 15, 1904.

SHERIFF'S SALE NOTICE.

Under and by virtue of a certain Execution issued out of the Circuit Court of the First Circuit of the Territory of Hawaii, on the 5th day of November, A. D. 1904, in the matter of Manuel de Sylva, plaintiff, vs. Lum Hee Chang, defendant, I did, in the District of Honolulu, Island of Oahu, Territory of Hawaii, on the 12th day of November, A. D. 1904, levy upon, and shall offer and expose for sale and sell at public auction, to the highest bidder, at the Police Station, Kala-kaua Hale, in Honolulu, Island of Oahu at 12 o'clock noon of Saturday, the 17th day of December, A. D. 1904, all the right, title and interest of the said Lum Hee Chang, defendant, in and to one-half interest in the following described lease and personal property, unless the sum of Two Hundred and Twenty-three and 57-100 Dollars, that being the amount for which said Execution issued, costs and my fee and expenses are previously paid:

One-half interest in a lease of certain land situated in Kamaikai Valley, Kailua, Island of Oahu, dated April 1st, A. D. 1903, from Frank R. Harvey to Manuel de Sylva and Manuel Rodriguez Costano, jointly, as recorded March 22nd, A. D. 1904, in Liber 257, pages 229-230, and conveyed by the said Manuel de Sylva to Hee Hook Wai by Bill of Sale recorded August 5th, A. D. 1904, in Liber 265, page 92.

There are several hundred Banana trees on the above leasehold and are bearing; some will be ready for market within a month and a great lot in two or three months. The lease has about eight (8) years to run.

Also one White Mare, one Brown Mule branded A I L on hind right leg, one Jackass, five Pack Trees and four Blankets for same, two Large Cross Blaws, three Picks, one Hoe, one Sledge Hammer, two Axes and three Wedges. Dated at Honolulu, Oahu, November 17, A. D. 1904.

ALBERT McHURN,

Deputy Sheriff, Territory of Hawaii.